

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking into  
Implementation of Assembly Bill 1149, Regarding  
Underground Electric and Communications  
Facilities.

Rulemaking 00-01-005

**ADMINISTRATIVE LAW JUDGE'S RULING  
REGARDING CALIFORNIA ALLIANCE FOR UTILITY  
SAFETY AND EDUCATION'S NOTICE OF INTENT TO CLAIM  
COMPENSATION IN PHASE II OF THIS PROCEEDING**

This ruling responds to a notice of intent (NOI) to claim compensation filed by California Alliance for Utility Safety and Education (CAUSE) on May 8, 2002. No party filed a response. This ruling addresses the requirements of Public Utilities Code,<sup>1</sup> Division 1, Part 1, Chapter 9, Article 5, Section 1804.

Under Section 1804(a)(1), “[a] customer who intends to seek an award under this article shall, within 30 days after the prehearing conference is held, file and serve on all parties to the proceeding a notice to claim compensation.” The prehearing conference (PHC) in Phase II of this proceeding was held on April 8, 2002. CAUSE’s NOI is timely filed.

Phase II of Rulemaking 00-01-005 is a continuation of a proceeding that was initiated by the Commission on January 6, 2000. The initial PHC was held

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<sup>1</sup> All statutory references, unless otherwise noted, are to the California Public Utilities Code.

on February 5, 2000. CAUSE filed a timely NOI, and the assigned administrative law judge issued a ruling finding CAUSE eligible for intervenor compensation in the proceeding.

The Commission issued a Decision (D.01-12-009) in Phase I of the proceeding on December 11, 2001. CAUSE filed a Request for Award of Intervenor Compensation for its participation in Phase I. That request is still pending before the Commission.

Pursuant to the NOI filed on May 8, 2002, CAUSE is notifying the service list that it intends to claim compensation for its participation in Phase II. Since Phase II is a continuation of the same proceeding in which CAUSE already received a ruling determining that it was eligible for intervenor compensation, CAUSE's eligibility continues for Phase II.

This ruling does not address the merits of CAUSE's compensation claim for Phase II.

**IT IS RULED** that California Alliance for Utility Safety and Education's eligibility to claim intervenor compensation for this proceeding continues to apply to Phase II.

Dated June 18, 2002, at San Francisco, California.

/s/ CAROL A. BROWN  
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Carol A. Brown  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Regarding California Alliance for Utility Safety and Education's Notice of Intent to Claim Compensation in Phase II of this Proceeding on all parties of record in this proceeding or their attorneys of record.

Dated June 18, 2002, at San Francisco, California.

/s/ ERLINDA PULMANO  
Erlinda Pulmano

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.